

Imaging Center
C4C203 #

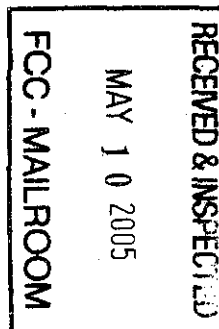


Federal Communications Commission
Washington, D.C. 20554

May 2, 2005

Mr. Willison H. Gormly
Sierra Grande Broadcasting
7402 Westrock Drive
San Antonio, Texas 78227-2700

Re: Petition for Rule Making
Stafford, KS – Channel 252C2



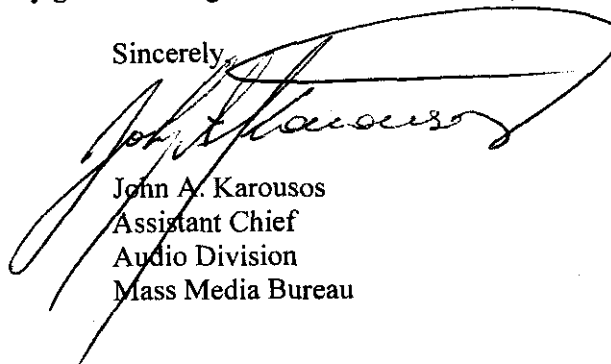
Dear Mr. Gormly:

I am writing in response to the Petition for Rule Making that you filed on behalf of Sierra Grande Broadcasting, requesting the downgrade of Channel 252C1, a vacant allotment at Kiowa, Kansas, to Channel 252C2, and reallocation of Channel 252C2 at Stafford, Kansas, as that community's first local aural broadcast transmission service.

Your downgrade and change of community request pertaining to Channel 252C1, Kiowa, Kansas, is unacceptable. On November 23, 2004, the Federal Communications Commission completed the auction of 288 FM broadcast construction permits ("Auction No. 37"). Among the channels included in Auction 37 was Channel 252C1, Kiowa, Kansas. The winner of the auction for Channel 252C1, Kiowa, Kansas, was Troy A. Unruh. Mr. Unruh submitted an application for a construction permit on December 30, 2004. On March 4, 2005, the Media Bureau issued a public notice announcing that it is prepared to grant a number of construction permits, including Mr. Unruh's application for a construction permit for Channel 252C1 at Kiowa, Kansas, following the full and timely payment of the remaining balance of the applicant's winning bid. See Report No. AUC-04-37-U, DA 05-529 (released March 4, 2005).

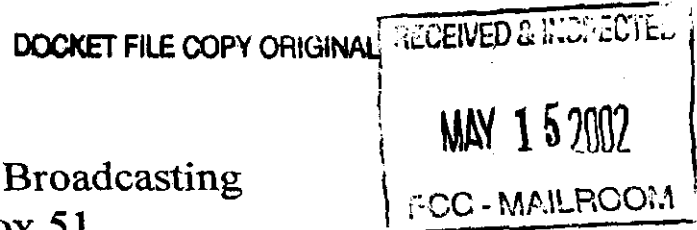
Based on the above, we are returning your proposal to downgrade Channel 252C1, Kiowa, Kansas, to Channel 252C2 and reallocate Channel 252C2 at Stafford, Kansas. You may resubmit a proposal for an FM allotment at Stafford, Kansas, provided that you make a showing that a channel and a fully-spaced transmitter site are available to provide city grade coverage to the entire community of Stafford.

Sincerely,



John A. Karousos
Assistant Chief
Audio Division
Mass Media Bureau

Enclosure



Sierra Grande Broadcasting
PO Box 51
Des Moines, New Mexico 88418-0051

May 7, 2002

Magalie R. Salas, Secretary
Federal Communications Commission
Portals II, TW-A325
445 Twelfth Street, S. W.
Washington, D. C. 20554

I hereby petition that 47 CFR 73.202(b) *Table of FM Allotments* be amended as follows:

As reads:

Kiowa, Kansas 252C1

Change to:

Stafford, Kansas 252C2

As stated in DA 96-1270, the window for filing applications for Kiowa, Kansas 252C1 opened on September 30, 1996, and closed on October 31, 1996. The allotment is vacant, and no applicants are listed in the FCC database. I request that the FCC delete Kiowa, Kansas 252C1. In going down to Class C2, I was unable to locate another allotment for Kiowa that would not require changes in other allotments. There are some commercial FM stations in the Kiowa area.

I request that channel 252C2 be allotted to Stafford, Kansas, as its first aural channel.

KRBB is listed as 100 kW ERP @ 303 m HAAT. This is minimal Class C0 (100 kW ERP @ 300 to 450 m HAAT) facilities, not Class C (100 kW ERP @ 451 to 600 m HAAT) facilities. I treated KRBB as a Class C0 station in my engineering spreadsheet. I gave KRBB the 89 km C2 to C0 second adjacent channel separation, instead of the 105 km that a Class C would receive. All five of the towers in the Colwich antenna farm are about the same height. A sixth tower would

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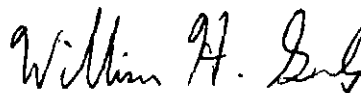
need to be built before any of the present Wichita area Class C FM stations will remain a Class C FM station. As far as I know, the KWCH-TV, Hutchinson, tower is the only tower in the State of Kansas that is tall enough to allow for a Class C FM station at the present time. KDGS, Andover, transmitter site is 62.0 km from the KWCH-TV tower. A minimal Class C FM station would not put a city grade signal over the City of Wichita from the KWCH-TV tower.

At $37^{\circ} 52' 5''$ N $98^{\circ} 35' 10''$ the transmitter site would be: 10.4 km from Stafford, 158 km from KSAJ-FM, 56 km from KGTR, and 95.3 km from KRBB. At $37^{\circ} 47' 45''$ N $98^{\circ} 40' 0''$ the transmitter site would be: 19.4 km from Stafford, 158 km from KYBD, 56 km from KGTR, and 101.9 km from KRBB.

Stafford has its own school district, weekly newspaper, city owned electrical power and water supply, fire department, a cable television system, a Boy Scout Troop, restaurants, service stations, public library, a bank, a downtown business district, and a business district on US Highway 50, the Stafford County Museum. My sister's family physician, Fritz Farmer, DO, has a clinic in Stafford. The community is served by the Burlington Northern - Santa Fe Railroad. There is a private airport to the west of Stafford on US Highway 50.

I have what may be a premature petition for rule making to get the Ensign, Kansas analog television channel 6 moved to Hutchinson as a digital television channel 6, when the analog television channels are returned to the FCC. The Ensign, Kansas digital television is on channel 5.

To the best of my knowledge the information in this petition for rule making is correct. I will submit an application for construction permit if this allotment is approved.



Willison H. Gormly

**Sierra Grande Broadcasting
Stafford, Kansas
252C2 FM Allocation**

| City of License | State | Call Sign | Channel | Class | Latitude | | | | Middle latitude | | | Longitude | | | |
|---------------------------------|----------|------------------|---------|-------|----------|---------|---------|---------|-----------------|---------|---------|-----------|---------|---------|--|
| | | | | | Degrees | Minutes | Seconds | Decimal | Degrees | Radians | Degrees | Minutes | Seconds | Decimal | |
| Stafford | Kansas | Proposed station | 252 | C2 | 37 | 48 | 0 | 37.8 | 37.8 | 0.6597 | 98 | 38 | 0 | 98.633 | |
| Stafford | Kansas | City | | | 37 | 57 | 42 | 37.962 | 37.8808 | 0.6611 | 98 | 35 | 54 | 98.598 | |
| <u>Co-channel</u> | | | | | | | | | | | | | | | |
| Ness City | Kansas | K252AF | 252 | D | 38 | 27 | 3 | 38.451 | 38.1254 | 0.6654 | 99 | 54 | 4 | 99.901 | |
| Enid | Oklahoma | K252DA | 252 | D | 36 | 23 | 48 | 36.397 | 37.0983 | 0.6475 | 97 | 52 | 41 | 97.878 | |
| <u>First adjacent channels</u> | | | | | | | | | | | | | | | |
| Copeland | Kansas | KYBD | 251 | C1 | 37 | 46 | 48 | 37.78 | 37.79 | 0.6596 | 100 | 27 | 36 | 100.46 | |
| Abilene | Kansas | KSAJ-FM | 253 | C1 | 38 | 47 | 50 | 38.797 | 38.2986 | 0.6684 | 97 | 13 | 1 | 97.217 | |
| <u>Second adjacent channels</u> | | | | | | | | | | | | | | | |
| Wichita | Kansas | KRBB | 250 | C0 | 37 | 46 | 40 | 37.778 | 37.7889 | 0.6595 | 97 | 30 | 37 | 97.51 | |
| Clearwater | Kansas | KWSJ-FM | 254 | C2 | 37 | 24 | 11 | 37.403 | 37.6015 | 0.6563 | 97 | 35 | 22 | 97.589 | |
| <u>Third adjacent channels</u> | | | | | | | | | | | | | | | |
| Lamed | Kansas | KGTR | 255 | C3 | 38 | 9 | 54 | 38.165 | 37.9825 | 0.6629 | 99 | 6 | 5 | 99.101 | |
| <u>Image channels</u> | | | | | | | | | | | | | | | |
| Undefined | | | | | | | | | | | | | | | |

Sierra Grande Broadcasting
Stafford, Kansas
252C2 FM Allocation

| Call Sign | Kilometers per degree latitude | Kilometers per degree longitude | North South distance km | East West distance km | Distance km | Required separation km | Direction degrees | Remarks |
|------------------|-----------------------------------|------------------------------------|----------------------------|--------------------------|----------------|---------------------------|----------------------|---------|
| Proposed station | 110.99027 | 88.07266 | 0 | 0 | 0 | | | |
| City | 110.99181 | 87.97659 | 17.94368 | 3.07918 | 18.2 | < 32 | 12.22 | |
| K252AF | 110.99649 | 87.68487 | 72.24022 | 111.16493 | 132.6 | | 297.17 | |
| K252DA | 110.97691 | 88.89909 | 155.7376 | 67.14351 | 169.6 | | 151.71 | |
| KYBD | 110.99008 | 88.08453 | 2.2198 | 160.90107 | 160.9 | 158 | 269.37 | |
| KSAJ-FM | 110.99981 | 87.47732 | 110.69148 | 123.9019 | 166.1 | 158 | 54.85 | |
| KRBB | 110.99006 | 88.08585 | 2.46645 | 98.9253 | 99 | 89 | 91.13 | |
| KWSJ-FM | 110.98648 | 88.30777 | 44.05547 | 92.1835 | 102.2 | 58 | 110.82 | |
| KGTR | 110.99376 | 87.85553 | 40.51272 | 41.12127 | 57.7 | 56 | 307.95 | |